

1 Q I thought you testified a moment ago it was your
2 practice --

3 A Not every time.

4 Q Sometimes?

5 A Sometimes, not every time.

6 Q But in point of fact, you have never, am I correct,
7 never ever sent minutes before you signed them, to any NMTV
8 director who was not a Trinity employee?

9 A I don't believe so.

10 Q Now, I want to turn to a different area, and this is
11 covered in your direct testimony, and this concerns the
12 question of the effectuation of local programming in Odessa.
13 First, so the record's clear, I think you've testified to
14 this, but just to put this in context, it never came about
15 that the Odessa Station originated local programming, am I
16 correct?

17 A We never were able to get local programming on.
18 Because we couldn't see our way clear financially to do that.

19 Q Now, did you ever tell David Espinoza regarding the
20 failure to provide local programming in Odessa, that NMTV
21 would like to serve minorities, but first it had to make
22 money?

23 A I think that -- David and I both were aware of that.

24 Q That's not my question. My question is did you ever
25 tell that to Pastor Espinoza?

1 A We discussed it, yes.

2 Q Did you ever tell that to him?

3 MR. TOPEL: Well, Your Honor, I think --

4 MR. COHEN: --

5 MR. TOPEL: I think Counsel is arguing with the

6 witness.

7 MR. COHEN: I said we discussed it.

8 JUDGE CHACHKIN: Overruled. That's not the question

9 discussed, the question whether she specifically made that

10 statement.

11 MR. COHEN: That's right.

12 JUDGE CHACHKIN: That's the question.

13 MR. COHEN: That's the question.

14 BY MR. COHEN:

15 Q The way that Your Honor -- His Honor put the

16 question is the way I'd like you to think about it. Do you

17 want to hear it again?

18 A Yeah, let me hear the question again.

19 Q The question is did you ever tell David Espinoza

20 with reference to the failure of, or the lack of providing

21 local programming in Odessa, that NMTV would like to serve

22 minorities, but first it had to make money?

23 A I don't think I put it to him just like that.

24 Q Well, how did you put it to him?

25 A It would have been in the way of a discussion, as to

1 -- it was in relationship to cable, if we ever got cable we
2 knew that we would be able to have the revenues that would be
3 required in order to be able to put on local programming.

4 Q But didn't you tell him then that it was a condition
5 preceding to local programming that NMTV first had to be in a
6 position to make money, didn't you tell him that?

7 A I -- implied, yes.

8 Q Now, didn't you also tell Pastor Espinoza regarding
9 the same subject, that NMTV was a ministry, but it still had
10 to be operated like a business?

11 A Yes.

12 Q Now, isn't it true, you never actually prepared a
13 budget, you sat down and prepared a budget to see what it
14 would cost to do local programming in Odessa?

15 A I was familiar with the costs of local programming,
16 so I didn't need to do a budget specifically for Odessa. I
17 knew what it would cost.

18 Q But you never prepared a budget?

19 A No, I never prepared one specifically for Odessa.

20 Q And isn't it true that you never told David Espinoza
21 what it would cost to provide local programming in Odessa?

22 A David was not a novice when it came to cost of local
23 programming since he had a program on the network, and he and
24 I both were involved in raising funds during a telethon, and
25 we were both keenly aware of exactly how much it cost for

1 programming, because it was our habit to assist in raising
2 those funds --

3 Q I under --

4 A -- on a regular basis.

5 Q I understand that. But isn't it true that you never
6 told him what it would cost to provide local programming in
7 Odessa?

8 A I felt he already knew that.

9 JUDGE CHACHKIN: So your answer is you never told
10 him?

11 MRS. DUFF: No.

12 BY MR. COHEN:

13 Q Now, was the specific question of NMTV's financial
14 ability to present local programming in Odessa, was that
15 matter ever specifically discussed at an NMTV Board meeting?

16 A I can't really remember if it was in the context of
17 a Board Meeting. I can't remember.

18 Q Are there any minutes of any document, or -- strike
19 that. Has any discussion -- strike that. Is there any
20 document in -- which reflects a discussion of NMTV Directors
21 on the question of NMTV's financial ability to do local
22 programming in Odessa?

23 A I can't think of any.

24 Q Was David Espinoza ever given an opportunity to vote
25 as a Director on the question of whether NMTV would allocate

1 funds to provide local programming in Odessa?

2 A I don't think we ever discussed it at a board -- I
3 can't remember discussing it.

4 Q I want to ask you if you'd please turn to Bureau
5 Exhibit 163.

6 JUDGE CHACHKIN: That's Volume 3.

7 BY MR. COHEN:

8 Q My question is did Norman Juggert prepare that
9 document?

10 A I believe he did.

11 Q Thank you. Would you please turn to Bureau Document
12 163. Excuse me, I'm in error. 170. Was that document
13 prepared by Mr. Juggert?

14 A I believe it was.

15 Q Now, I want to turn to a different subject. Do you
16 recall, there came a time in 1988, ma'am, when NMTV made a
17 judgment that it would hold it separate, it would hold its
18 annual meeting separate and apart from TBN?

19 A Yes.

20 Q Do you recall that? Now, didn't NMTV want to
21 demonstrate that it was a bona fide entity?

22 A We wanted to demonstrate the separateness between
23 NMTV and TBN, yes.

24 Q And didn't NMTV also want to demonstrate it as a
25 bona fide entity?

1 A Well, we felt we were a bona fide entity, I don't
2 know if that entered into it or not, possibly.

3 Q I want to read into the record, Your Honor, the
4 deposition of the witness on October 7, 1993, page 161. Line
5 20. And the -- what I want to read into the record, Your
6 Honor, is "The idea was for David and I to really have -- just
7 to be -- have more of a sense of separateness the -- because
8 with the other meetings, we were just sort of squeezed in,
9 catch as catch can, because the other -- all the other
10 affiliates. It was just was not -- we were beyond that stage,
11 we were beyond that stage. And we still needed the assistance
12 of TBN as far as our finances but we really wanted to be a
13 totally separate corporation. And we wanted to demonstrate
14 that hey, we are a bona fide entity, and we were going places.
15 We are going to do things, and --"

16 Now, it's clear to me, am I right, you wanted to
17 separate NMTV -- you wanted to separate yourselves, that is,
18 NMTV from TBN, isn't that correct?

19 A Yes.

20 Q But you didn't want to separate NMTV from TBN
21 financially, is that correct?

22 A I did not, and neither him.

23 Q Now, did you give consideration in 1988, Mrs. Duff,
24 to NMTV demonstrating its bona fides, and as a separate
25 entity? Strike that. Did you give consideration in 1988 to

1 NMTV separating itself from Trinity in any fashion other than
2 in holding different meetings?

3 A I felt that we were -- it was a great benefit to us
4 to remain where we were as far as a location and to make sure
5 that we had adequate finances and to be able to have the
6 services of TBN, and that's what, you know, we thought all
7 along, that the Commission wanted done to assist minority
8 organizations. So we really wanted to take advantage of all
9 the help that we get, and there was no plan at that particular
10 point to go beyond that.

11 JUDGE CHACHKIN: Did we get an answer, yes or no? A
12 simple yes or no answer was required from the question. Have
13 the question read back or if Mr. Cohen wants to state it
14 again?

15 MR. COHEN: Yes, Your Honor, I was going to do just
16 that, you anticipated.

17 BY MR. COHEN:

18 Q Did you give consideration to NMTV demonstrating its
19 separateness from TBN in any fashion other than in holding
20 different meetings?

21 A Well, I always considered it, you know, separate,
22 but you know, there were a lot of other ways we were separate,
23 we had other things that were separate about it, but so I
24 could say at that point no, we really were more separate than
25 just in the way of holding separate meetings.

1 Q Let me ask you this question, in 1988, did you give
2 consideration to the idea of the NMTV using different
3 attorneys than TBN?

4 A It wouldn't have been a practical thing to do. No.

5 Q You considered it and rejected it, is that what
6 you're saying?

7 A I don't think I even thought of it at that
8 particular time.

9 Q Now, isn't it true that that's your opinion as of
10 today, the same opinion?

11 A I don't think that I had considered it even you
12 know, just recently, you know, unless there was a specific
13 need.

14 Q Well, it's your view today, that it is not
15 appropriate for NMTV and TBN to have separate attorneys, am I
16 correct?

17 A I don't think I'd use the term appropriate, I would
18 think it isn't necessary.

19 Q Isn't necessary. And isn't it true that in 1988
20 when you established the separate meetings, you didn't think
21 it was necessary for NMTV to use different accountants than
22 Trinity?

23 A No, we did not.

24 Q And that's still your view today, am I correct?

25 A That's correct.

1 Q And isn't it true that in 1988 you didn't think it
2 was necessary for NMTV to have officers who were not Trinity
3 Officers?

4 A That's correct.

5 Q And that's still your view today?

6 A Yes.

7 Q And isn't it true that in 1988, you didn't think it
8 was necessary for NMTV to have its own bank accounts, where
9 the signatories were not Trinity Employees?

10 A We do have our separate bank accounts.

11 Q Where the signatories are not Trinity employees?

12 A No, I don't think it's necessary even now.

13 Q And it wasn't necessary then, was it?

14 A No.

15 Q Now isn't it true that in 1988, you didn't think it
16 was necessary for NMTV to use the services of a different
17 consulting engineering firm than Trinity?

18 A No.

19 Q And that's still your view today?

20 A Yes, it is.

21 Q And isn't it true that in 1988, you didn't think it
22 was necessary for NMTV to provide its own engineering
23 services, such as the type of services provided by Mr. Horvath
24 and Mr. Miller?

25 A No, I didn't think it was necessary.

1 Q And you don't think it's necessary today?

2 A No.

3 Q And isn't it true that in 1988 you didn't think it
4 was necessary for NMTV to provide any of its own internal
5 accounting services?

6 A No.

7 Q And you don't think it's necessary today?

8 A No.

9 Q Is it your practice to send David Espinoza copies of
10 the Corporation's income tax returns?

11 A No.

12 Q Has it been your practice as of this minute to send
13 directors of NMTV who are not Trinity employees copies of the
14 Corporation's income tax returns?

15 A No, I've never sent it to anybody.

16 Q Was it your practice to serve -- to send copies of
17 the certified annual audits to Pastor Espinoza?

18 A We would review those at our annual meetings.

19 Q That's not my question.

20 A Or whatever meetings that we had.

21 Q Listen to my question. My question is, was it your
22 practice to send copies of the annual certified audits to
23 Pastor Espinoza?

24 A No.

25 Q Has it been your practice up to this moment to send

1 | copies of the annual certified audit to any directors who are
2 | not TBN employees?

3 | A No.

4 | Q Isn't it true that Charlene Williams was elected
5 | Assistant Secretary of NMTV in 1988, because at that time she
6 | was serving as Director of Finance for TBN?

7 | A Yes.

8 | Q And isn't it true that Allen Brown serves as
9 | Director of Finance -- strike that. That's an error. Isn't
10 | it true that you don't recall whether you told David Espinoza
11 | that Charlene Williams is going to be a signatory on the NMTV
12 | account?

13 | A I don't -- I don't really remember.

14 | Q That's not the kind of information you would have
15 | told then?

16 | A It's the kind of information that we probably would
17 | have shared in the context of a board meeting, we would
18 | discuss things of that nature.

19 | Q But you wouldn't have called them in advance and
20 | said "This is what I propose to do, I propose to make Charlene
21 | Williams a signatory?"

22 | A No.

23 | Q No. And that's -- and that's still the way NMTV
24 | operates, is that correct?

25 | A That's correct.

1 Q This is not the kind of a matter that you would
2 bring to the attention of the Board members?

3 A No. They would -- that would be something they
4 would feel I was responsible for.

5 Q I want to ask you about Bureau Exhibit 293.

6 A I need that.

7 Q Sure, the number, of course, the number is 293.

8 A 293.

9 Q That's the annual meeting for January 15, 1990, is
10 that correct, ma'am?

11 A Yes.

12 Q Yes. Am I correct that Mr. Juggert prepared those
13 minutes?

14 A I believe so, or I could have prepared them, it -- I
15 notice I signed it, this one.

16 Q Well, I want to read into --

17 A I'm not sure.

18 Q -- the depo-- into the record, Your Honor, the
19 witness's deposition on October 7, page 185, line 7.

20 Question, "Now, the minutes of January 15, 1990, and I ask you
21 to direct your attention to that. My question is, did you
22 prepare that minute?" Answer, "I don't believe I did, I
23 believe this was Norm's minutes."

24 I'd like you to refer please to Bureau Exhibit 318.
25 Do you have that before you, ma'am?

1 A Yes.

2 Q My first question is, was Norman Juggert present at
3 that meeting?

4 A I think he was.

5 Q And --

6 A But I'm not absolutely sure. I think he was.

7 Q And who prepared those minutes? -- strike that.
8 Didn't Mr. Juggert prepare those minutes?

9 A I'm not absolutely sure, I might have prepared them,
10 but Norm could have prepared it. I'm just not absolutely
11 sure.

12 Q Now, you recall there came a time that Phillip
13 Aguilar became elected as a Director and a Vice President of
14 NMTV?

15 A Yes.

16 Q Did you ever tell Reverend Aguilar that he was going
17 to be elected as the Vice President?

18 A I didn't -- no, I didn't actually tell him the
19 office -- no.

20 Q Isn't it true that you thought electing Pastor
21 Aguilar as a Vice President was an immaterial thing?

22 A I knew that he was going to be a director, so the
23 office wasn't really that -- the office that he was elected to
24 wasn't that significant.

25 Q In point of fact, didn't you deem it to be

1 immaterial?

2 A I felt that it -- yes, I guess, yes, this might have
3 been the way I phrased it before.

4 Q Now, turning to Pastor Aguilar's tenure, on the
5 Board of Directors, isn't it true that he wouldn't speak on
6 the telephone to representatives of NMTV, he personally, isn't
7 that correct, that he refused to?

8 A He had a dislike for talking on the phone, and
9 usually he would be in the room, I don't know whether it was a
10 speaker phone whether -- he -- I -- he could be heard in the
11 background. His secretary would answer the phone, and he
12 would respond through her.

13 Q He used his secretary as a method of speaking to
14 you?

15 A Yes.

16 Q But he wouldn't talk to NMTV representatives
17 personally, am I correct?

18 A He just didn't like to talk on the telephone.

19 Q So he would not speak to you personally?

20 A I think I might have talked to him one time.

21 Q In all the time that he was a director.

22 A Yes.

23 Q How many meetings did Pastor Aguilar attend, do you
24 recall?

25 A He attended most of the meetings.

1 Q You're relying on your recollection?

2 A I think he did, he attended --

3 JUDGE CHACHKIN: I'm sorry, I couldn't hear what the
4 witness said.

5 MRS. DUFF: He attended most of the meetings that I
6 could remember.

7 BY MR. COHEN:

8 Q I want to direct your attention, ma'am, to Bureau
9 Exhibit 376. And before you look at that, I have another
10 question I wanted to ask you. Do you remember how many Board
11 meetings Mr. Aguilar personally attended?

12 A No. Not specifically how many, you know what
13 number.

14 Q You believe he attended most of them?

15 A I believe he attended most of them. We had some
16 meetings, you know, that were conference calls on the
17 telephone.

18 Q Would you look at that Exhibit, and that's a letter.
19 Do you have that in front of you? That's a letter from Joseph
20 Dunne, to Paul Crouch and you're copied, and you note that Mr.
21 Dunne, referring to Reverend Aguilar's stated as of October 1,
22 1991, "I also note that since he was elected to the Board of
23 Directors, Reverend Aguilar has only attended two out of five
24 Board meetings." Do you see that?

25 A You said on page 2?

1 Q Yes, ma'am.

2 A I think Mr. Dunne was mistaken. He just probably
3 wasn't aware of the number of meetings that we had had
4 including our conference calls.

5 Q Would you please direct your attention to Bureau
6 Exhibit 338? Do you have that before you there?

7 A Yes.

8 Q Is that the 1991 annual meeting?

9 A Yes.

10 Q Didn't Mr. Juggert prepare those minutes?

11 A I believe he did.

12 Q You believe he did?

13 A Yes.

14 Q Now -- you can close that book, ma'am. Do you
15 recall that your written testimony, and I want to refer you
16 to, if you need it, we'll supply that to you.

17 MR. COHEN: I think you should point the witness to
18 -- in fairness to the witness, with the Judge's permission, to
19 the -- her testimony concerning the selling of the -- is it
20 the Stafford construction permit?

21 JUDGE CHACHKIN: What page do you want her to look
22 at?

23 MR. COHEN: I don't have it in mind, Your Honor, I
24 just know that she discussed it in her testimony.

25 MR. TOPEL: --

1 JUDGE CHACHKIN: All right.

2 MRS. DUFF: Your Honor, can I take a break while
3 you're looking for the --

4 JUDGE CHACHKIN: Yes, we'll take a short break. Go
5 off the record. The witness needs a break.

6 MR. COHEN: Sure.

7 (Off the record.)

8 (Back on the record.)

9 JUDGE CHACHKIN: Mr. Cohen, want the witness to look
10 at TBF Exhibit 101, page 2, paragraphs 4-A, is that correct?

11 MR. COHEN: Yes, sir.

12 JUDGE CHACHKIN: All right. She has it in front of
13 her.

14 BY MR. COHEN:

15 Q Do any notes exist concerning the discussions
16 regarding the selling of the Stafford construction permit?

17 A There was a letter, I believe that I wrote to Colby
18 May --

19 Q That's Tab A of your testimony, is that right?

20 A I'm not sure about the tab.

21 Q Well, let's see if we can find it.

22 MR. TOPEL: It is Tab F.

23 BY MR. COHEN:

24 Q All right. Other than that Tab, are there any other
25 notes memorializing that action?

1 JUDGE CHACHKIN: The discussion.

2 BY MR. COHEN:

3 Q Excuse me, memorializing the discussion?

4 A Not that I can think of. I -- we would have
5 produced anything that pertained to that.

6 Q Was the matters that are discussed in paragraph 4-A
7 of your testimony concerning the sale of the construction
8 permit for the low power station in Stafford, Texas, were they
9 the subject of discussion at an NMTV Board meeting?

10 A At one point, yeah, we did discuss it, I think it
11 was in retrospect, however.

12 Q What board meeting was the sale of the Stafford
13 construction permit, at what board meeting did that occur?

14 A I wouldn't know.

15 Q And were minutes kept of that meeting at which the
16 sale of the construction permit was discussed?

17 A I don't know if that was included in the minutes or
18 not. I don't think I have focused on it.

19 JUDGE CHACHKIN: Mrs. Duff, as I understand your
20 testimony, it wasn't discussed at a meeting prior to the sale.

21 MRS. DUFF: No.

22 JUDGE CHACHKIN: Is that correct?

23 MRS. DUFF: No, it wasn't prior to the sale, there
24 were discussions on the telephone but it wasn't in discussion
25 prior to the sale.

1 MR. COHEN: You mean the discussion at the Board
2 meeting, is that what you're referring to, Your Honor?

3 JUDGE CHACHKIN: The witness has said it was
4 discussed retrospective, which means some time after the
5 action.

6 MR. COHEN: Yes, sir.

7 JUDGE CHACHKIN: And I wanted to confirm that it was
8 not discussed prior to the actions.

9 MR. COHEN: The point is well taken, Your Honor.

10 BY MR. COHEN:

11 Q Now, I'd like you to refer to Tab A of your
12 testimony. That's the letter from you to Colby May?

13 A Yes.

14 Q That letter doesn't reflect any copy to David
15 Espinoza. Was a copy sent to Pastor Espinoza?

16 A No, I don't believe I sent a copy to him or talked
17 to David about it on the phone.

18 Q Now, do you have a specific recollection of
19 discussing the sale of the construction permit with David
20 Espinoza prior to the time that the event occurred?

21 A Yes.

22 Q And did you call him specifically for that purpose?

23 A I think -- I know I discussed that, but I'm sure
24 that wasn't the only thing that we discussed.

25 Q Now, did you call him or did he call you?

1 A No, I think I called him.

2 Q And was this a telephone conversation at about the
3 time you wrote Tab A?

4 A It would have been about that time.

5 Q So that would have been in April of 1985?

6 A Approximately.

7 JUDGE CHACHKIN: No, '89.

8 MR. COHEN: Excuse me, '89. I was reading it wrong.

9 BY MR. COHEN:

10 Q '89.

11 A '89.

12 Q '89, is that correct?

13 A Yes.

14 Q Now, you say approximately, you do have a clear
15 recollection in you mind you have testified about the
16 conversation?

17 A Yeah, right, that I did talk with David.

18 Q Yeah. Now, do you have a clear recollection in your
19 mind as to when the conversation occurred?

20 A No, not exactly when, but it was prior to the actual
21 sale.

22 Q Would it have been sometime in the winter of 1989?

23 A I don't remember the time.

24 Q So it could have been any time in 1989, prior to
25 April 26th?

1 A It would be close to the time that we sold it,
2 because there was a reason for urgency, you know, because if
3 we didn't sell it within a certain period of time, it would
4 have -- it would have expired, the permit would have expired,
5 so --

6 Q So you do have a clear recollection then that you
7 talked to him close to the April 26th '89 date, is that
8 correct?

9 A I believe so.

10 Q And was that meeting in the month of April?

11 A I can't say for sure. But it was close to the time
12 that we filed the 345.

13 Q And this was -- was this a conversation in which
14 anyone else participated other than you and Pastor Espinoza?

15 A Just David, and myself.

16 Q And you didn't call him specifically for the purpose
17 of discussing the sale of the Stafford C.P though, is that
18 right?

19 A Well, I said that we probably discussed other things
20 as well, I'm sure this was one of the primary reasons why I
21 called him.

22 Q When you say "I'm sure," are you reconstructing or
23 are you recalling, do you know the difference?

24 A I'm recalling.

25 Q You're not reconstructing?

1 A No.

2 Q So you have a specific recollection in other words?

3 A Yes.

4 Q Now, wasn't the decision to sell the construction
5 permit, the kind of decision that you were authorized to make
6 without Mr. -- without Pastor Espinoza's specific approval?

7 A Well, I felt that David should be involved in it
8 because at this point, I thought it was a pretty important
9 decision to make, because Mr. Crouch was not in agreement with
10 it, and I decided that David and I needed to discuss it.

11 Q So in point of fact then, you would make the
12 decision as to what matters you would bring to Pastor
13 Espinoza's -- Pastor Espinoza's attention and what matters you
14 wouldn't bring to his attention?

15 A I believed that this was a very important decision.

16 Q And you chose to bring this to his attention?

17 A Yes.

18 Q Now, were other construction permits sold -- NMTV
19 construction permits sold, to your recollection?

20 A I don't -- I believe this is the only one.

21 Q This is the only construction permit NMTV has ever
22 sold?

23 A The only construction permit, yes.

24 Q Did NMTV ever purchase any construction permits in
25 the lower service?

1 A No.

2 Q Now, I'm not sure, was it -- what was the -- your
3 practice as to when you discussed something with Pastor
4 Espinoza in advance, and when you didn't discuss it with him
5 in advance?

6 A Well, it would depend upon the situation, how
7 important an issue was if it was something that needed the
8 Board decision or if it was something that I would have
9 latitude as part of my day-to-day responsibilities, or not.

10 Q And you would make that decision?

11 A Yes.

12 Q Now, would you turn to Bureau Exhibit 4? Did you
13 discuss that action by written consent -- strike that. I'm in
14 error, strike the question.

15 MR. COHEN: I'm sorry, Your Honor, my notes are not
16 clear and I don't want to -- so I'm going to move on.

17 BY MR. COHEN:

18 Q Okay, please turn to Bureau Exhibit 10. Now, I want
19 to ask you, did you discuss -- please turn to page 2 -- or 3 -
20 - of that -- of the minutes of the first board of directors of
21 Translator T.V., Inc. Which Mr. Espinoza did not attend. And
22 I want to ask you did you discuss any of the matters set forth
23 in those minutes with Mr. -- with Pastor Espinoza prior to the
24 meeting?

25 A September 19th, 1980, I don't have a memory of that

1 meeting, it's just too far back.

2 Q Do you have a specific recollection of discussing
3 with Pastor Espinoza the filing of the application for
4 recognition and exemption which is reflected in Bureau Exhibit
5 13?

6 A No, I don't remember whether I did or not.

7 Q Please turn to Bureau Exhibit 125.

8 MR. TOPEL: That's in Volume 3.

9 BY MR. COHEN:

10 Q Tell me when you've found that.

11 A I have it.

12 Q Do you have a specific recollection of discussing
13 with Pastor Espinoza the action by written consent of board of
14 directors of Translators T.V., Inc. before that document was
15 signed by Mr. Crouch, Hicky and yourself?

16 A No, I don't -- I don't have a specific memory of
17 discussing it with him.

18 (Off the record.)

19 (Back on the record.)

20 BY MR. COHEN:

21 Q Do you have a specific memory -- recollection of
22 discussing the matters reflected in Bureau Exhibit 131 with --
23 strike that, Your Honor, it's not well founded. I want to ask
24 you about paragraph 6 of your written testimony. That
25 paragraph deals with the -- actually I want to ask you about

1 paragraph 7 of your rewritten testimony. This concerns the
2 TBN By-Law matter -- matters?

3 A Yes.

4 Q When did you learn of the information set forth in
5 paragraph 7 to your testimony?

6 A I was aware of when the changes were made in the --
7 referring to the differences in --

8 Q The By-Laws?

9 A The By-Laws.

10 Q Yes.

11 A I was --

12 Q When did you learn of the information set forth in
13 paragraph 7?

14 A I was aware when the changes were made.

15 Q Would you refer to paragraph 12 of your testimony?
16 Do you see a 93, there's the word cognizable?

17 A Yes. 12.

18 Q Paragraph 12, line 3.

19 A Uh-huh.

20 Q Do you see that?

21 A Yes.

22 Q See the word "cognizable?"

23 A Yes.

24 Q What does that word mean?

25 A Officer and Director.